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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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09/382,702

08/24/1999

PETER ANTHONY HOCHSTEIN

9100.2881 REI

5578

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7590

05/28/2010

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EXAMINER

BERHANE, ADOLF D

ART UNIT

PAPER NUMBER

2838

MAIL DATE

DELIVERY MODE

05/28/2010

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
09382702	8/24/1999	HOCHSTEIN, PETER ANTHONY	9100.2881 REI

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EXAMINER

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2838	20100521
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Commissioner for Patents

The reply brief filed on 10/12/09 will not be considered as responsive to the Replacement Examiner's Answer unless the Appellant responds in writing explicitly requesting such consideration. In accordance with 37 CFR 41.41 (a)(2): a reply brief shall not include any new or non-admitted amendment, or any new or non-admitted affidavit or other evidence ... Therefore, in accordance with 37 CFR 41.39(b)(2), a reply brief accompanied by new evidence: shall be treated as a request that prosecution be reopened before the primary examiner under paragraph (b)(1) of this section. Therefore, any reply brief accompanied by an amendment, affidavit or other evidence, as was the Reply Brief filed on October 13, 2009, will be treated as a request that prosecution be reopened before the Examiner.

/Adolf Berhane/
Adolf Berhane
Primary Examiner
Art Unit: 2838